



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

MAY 01 2014

REPLY TO THE ATTENTION OF:

CERTIFIED MAIL 7009 1680 0000 7663 6490
RETURN RECEIPT REQUESTED

Mr. Ed Cohen
Vice President of Sales and Marketing
Imperial Zinc Corporation
1031 East 103rd Street
Chicago, Illinois 60628

Re: Request for Information
Imperial Zinc Corporation
EPA I.D.: ILD 005 140 223

Dear Mr. Cohen:

This letter seeks your cooperation in providing information and documents relating to the U.S. Environmental Protection Agency's compliance inspection on June 17, 2013 at the Imperial Zinc Corporation facility ("Imperial Zinc" or "you") at 1031 East 103rd Street, Chicago, Illinois. Specifically, EPA requests information under Section 3007 of the Resource Conservation and Recovery Act (RCRA), as amended, 42 U.S.C. § 6927, related to the generation, storage, handling and transportation of zinc dust at your facility. Section 3007 authorizes the Administrator of EPA to require you to submit certain information.

We are requiring this information to determine Imperial Zinc's compliance with the regulations for generators of hazardous waste set forth at 40 C.F.R. Part 262 (35 Illinois Administrative Code Part 722). The enclosure specifies the information Imperial Zinc must submit. You must submit this information within thirty (30) calendar days of receiving this request to the United States Environmental Protection Agency, Attention: Jamie Paulin, 77 West Jackson Boulevard, LR-8J, Chicago, Illinois 60604.

You may, under 40 C.F.R. Part 2 Subpart B, assert a business confidentiality claim covering all or part of the information in the manner described in 40 C.F.R. §2.203(b). We will disclose the information covered by a business confidentiality claim only to the extent and by means of the procedures at 40 C.F.R. Part 2, Subpart B. Imperial Zinc must make any request for confidentiality when you submit the information since any information not so identified may be made available to the public without further notice.

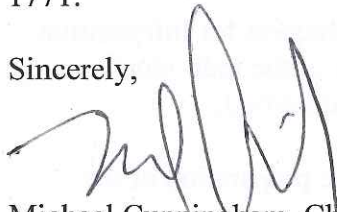
Imperial Zinc must submit all requested information under an authorized signature certifying that the information is true and complete to the best of the signatory's knowledge and belief. Should the signatory find, at any time after submitting the requested information, that any portion of the submitted information is false, misleading or incomplete, the signatory should notify us. Knowingly providing false information, in response to this request, may be actionable under 18 U.S.C. §§ 1001 and 1341. We may use the requested information in an administrative, civil or criminal action.

This request is not subject to the Paperwork Reduction Act, 44 U.S.C. §§ 3501 *et seq.*, because it seeks collection of information from specific individuals or entities as part of an administrative action or investigation.

Failure to comply fully with this request for information may subject Imperial Zinc to an enforcement action under Section 3008 of RCRA, 42 U.S.C. § 6928.

You should direct questions about this request for information to Jamie Paulin, at (312) 886-1771.

Sincerely,



Michael Cunningham, Chief
Compliance Section 1
RCRA Branch

Enclosure

cc: Todd Marvel, Illinois Environmental Protection Agency (todd.marvel@illinois.gov)

REQUEST FOR INFORMATION

Instructions: Imperial Zinc Corporation ("Imperial Zinc" or "you") must respond separately to each of the questions or requests in this attachment. Precede each answer with the number of the Request to which it corresponds. For each document produced in response to this Request for Information, indicate on the document, or in some other reasonable manner, the number of the question to which it responds.

All terms used in this request for information shall have their ordinary meaning unless such terms are defined in the Act, 42 U.S.C. §§ 6901 et seq. and its implementing regulations.

Unless otherwise indicated, the Requests below cover the time period from June 17, 2013, to the present.

Requests:

1. Identify all persons consulted in preparing the answers to this Request for Information. Provide the full name and title for each person identified, name of the individual's employer, and business telephone number for each individual identified.
2. Identify all documents consulted, examined, or referred to in the preparation of the answers to these Requests, and provide copies of all documents.
3. If Imperial Zinc has reason to believe that there may be persons able to provide a more detailed or complete response to any Request or who may be able to provide additional responsive documents, identify such persons.
4. Provide the full name of the current owner or owners of Imperial Zinc.
5. With respect to Imperial Zinc's management of the zinc dust you generate as well as the zinc dust that you receive from outside entities including, but not limited to, H. Kramer and Company (Kramer), located at 1345 West 21st Street, Chicago, Illinois, please provide the following information:
 - a) For the five years prior to the date of your receipt of this Request for Information, describe in detail how Imperial Zinc has managed all of the zinc dust that it receives from other entities, including the zinc dust received from Kramer, and the zinc dust generated by Imperial Zinc. Please include a description of how the zinc dust is stored at Imperial Zinc; and, how the zinc dust is disposed of, re-used or otherwise handled by Imperial Zinc.
 - b) Provide the full names and addresses of all the facilities to which you have shipped the zinc dust for the five years prior to the date of your receipt of this Request for Information.

- c) For each facility listed in answer to paragraph b above, provide a description of how the zinc dust has been used, treated, recycled, disposed of, or otherwise managed by the receiving facilities. If Imperial Zinc does not have knowledge of how the zinc dust has been used, treated, recycled, disposed of, or otherwise managed by a particular receiving facility, please state so clearly.
- d) Provide the full names and addresses of all the facilities to which you have shipped the zinc dust that you received from Kramer for the five years prior to the date of your receipt of this Request for Information.
- e) For the one year period immediately preceding the date of your receipt of this Request for Information, provide true and accurate copies of all records (e.g., bills of lading, manifests, etc.) that document off-site shipments of zinc dust from Imperial Zinc. The records should include the name of the transporter and the date of each shipment; name and address of the receiving facility, and documentation confirming receipt of each shipment.
- f) State if Imperial Zinc has made or obtained a hazardous waste determination on any of the zinc dust, generated by Imperial Zinc, or received from other entities including, but not limited to, Kramer, pursuant to 35 IAC § 722.111 [40 C.F.R. § 262.11]. Provide true and accurate copies of all analyses, including toxicity characteristic leaching procedure tests and total metals tests that have been conducted on the waste zinc dust generated by Imperial Zinc or received from other entities including, but not limited to, Kramer.
- g) For any hazardous waste determinations that are not available as a written record, please provide a detailed description of the methods used to make the hazardous waste determinations, the results of the hazardous waste determinations, and the approximate dates the determinations were made. Also, please identify the person(s) who made those determinations.
6. Have you ever claimed the conditional exclusion from the definition of solid waste for hazardous secondary materials used to make zinc fertilizers by submitting a one-time notice to EPA or the State Director of the Illinois Environmental Protection Agency as described in 40 C.F.R. § 261.4(a)(20)(ii)(A)? If so, please provide a true and accurate copy of the one-time notice.

Provide the following certification by a responsible corporate officer:

I certify under the penalty of law that I have examined and am familiar with the information submitted in responding to this information request for production of information and documents. Based on my review of all relevant information and documents, and inquiring of those individuals immediately responsible for providing all relevant information and documents, I believe that the information submitted is true, accurate, and complete. I am aware that there are significant

penalties for submitting false information, including the possibility of fine and imprisonment.

Date

Signature and Title